



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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SEP 20 2004

OFFICE OF PETITIONS

Applicant(s) : YAMAMOTO et al.

Serial No. : 09/989,772

Filed : 11/20/01

Title : HOME SECURITY VIDEO SYSTEM USING INTERNET
TECHNIQUE

Examiner : PREVIL, D.

Art Unit : 2632

Confirmation No.: 2069

Customer No. : 27623

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OCT 04 2004

Technology Center 2600

Atty. Docket No. : 40005402-02

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO REVIVE DUE TO PATENT OFFICE ERROR

Dear Sir:

Applicant respectfully requests a revival of the above-noted application. The application was erroneously abandoned under 37 C.F.R. 1.135(a) for allegedly failing to reply to the Office Action dated November 18, 2003, within the statutory period.

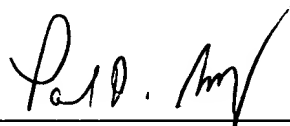
Applicant respectfully submits that a proper and timely Amendment, dated and mailed February 18, 2004, was filed in the application. True copies of the amendment filed on February 18, 2004 and the associated return postcard receipt, date stamped by the USPTO on February 23, 2004 are enclosed herewith.

Applicant respectfully submits that since a proper and timely response was filed within the statutory period set by the Office Action, as evidenced by (1) the USPTO's acknowledged receipt of such response by issuance of the attached date stamped postcard, and (2) that a Certificate of Mailing was properly executed by Ms. Allison Berkman and included with the filed Amendment papers indicating that the Amendment was filed on February 18, 2004, that this application should never have gone abandoned and that the Notice of Abandonment should be withdrawn and the application returned to the Examiner for consideration of the February 18, 2004 Amendment.

Since the Notice of Abandonment was improper, no petition fee under 37 C.F.R. §1.17 should be required. However, if the Petitioner's Office deems otherwise, the please charge any such petition fee due under 37 C.F.R. §1.17 to Deposit Account No. 01-0467.

With the submission of the aforementioned documents, Applicant respectfully requests that the petition be granted and this application be returned to the Examiner for further prosecution.

Respectfully submitted,



Paul D. Greeley, Esq.
Registration No. 31,019
Ohlandt, Greeley, Ruggiero & Perle LLP
One Landmark Square
10th Floor
Stamford, CT 06901
(203) 327-4500

Dated: August 27, 2004

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

Applicant(s): YAMAMOTO et al.

Docket No.

4005402-02

Serial No.

09/989,772

Filing Date

November 20, 2001

SEP 16 2004

Examiner

revil, D.

Group Art Unit

2632

Invention: HOME SECURITY VIDEO SYSTEM USING INTERNET TECHNIQUE

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I hereby certify that this **PETITION TO REVIVE DUE TO PATENT OFFICE ERROR**

(Identify type of correspondence)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

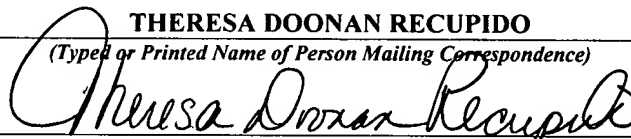
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

SEPTEMBER 9, 2004

(Date)

THERESA DOONAN RECUPIDO

(Typed or Printed Name of Person Mailing Correspondence)



(Signature of Person Mailing Correspondence)

Note: Each paper must have its own certificate of mailing.



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Stamford, Connecticut 06901-2682

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Application S.N./: 971 005 USA
09/989,772 Filed: Nov 20, 2001
Attorney Docket No.: 40003402-02

RECEIPT OF TRANSMITTED DOCUMENTS

U.S.P.T.O. MAIL ROOM: Please place the Mail Room Date Stamp on this card to indicate receipt by the U.S. PTO of the paper(s) identified below and return card to sender.

TYPE OF PAPER:

☒ Amendment
☐ Issue/Pub. Fee

☐ Certified Copy
☐ Preliminary Amendment
☐ Petition
☐ Rule 53(d) Cont. (CPA)
☐ Other:

☐ Brief
☐ Priority Document
☐ Terminal Disclaimer
☐ Declaration
☐ Missing Parts
☐ Maintenance Fee

☐ Formal Drawings
☐ Request for Recon.
☐ Certificate of Correction
☐ 132 Declaration
☐ Assignment w/rec. Cover Sheet
☐ Appeal Board's Decision

☐ Notice of Appeal
☐ References (IDS)/PTO 1449
☐ Req. for Ext. of Time
☒ Transmittal Letter (in duplicate)

A check in the amount of \$ _____ (# _____) is also attached hereto.

Mailed February 18, 2004

☐ COM ☐ COEM # _____